

Original

FILED
 APR 16 PM 1:07
 CLERK'S OFFICE
 NORTHERN DISTRICT OF CALIFORNIA

1 Manuel A. Wagan
 2 E-30055, 530-2-35 Low
 3 Post Office Box 9
 4 Avenal, CA 93204

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 8 In Pro Per
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UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

10 Manuel A. Wagan

11 Plaintiff,
 12 vs.
 13 San Mateo County Superior
 14 Court Defendant.

CV 08

CASE NO. _____

1082

WHA

PRISONER'S
 APPLICATION TO PROCEED
IN FORMA PAUPERIS

(PR)

I, Manuel A. Wagan, declare, under penalty of perjury that I am the plaintiff in the above entitled case and that the information I offer throughout this application is true and correct. I offer this application in support of my request to proceed without being required to prepay the full amount of fees, costs or give security. I state that because of my poverty I am unable to pay the costs of this action or give security, and that I believe that I am entitled to relief.

In support of this application, I provide the following information:

1. Are you presently employed? Yes No X

If your answer is "yes," state both your gross and net salary or wages per month, and give the name and address of your employer:

26 Gross: N/A Net: N/A

27 Employer: N/A

28 _____

1 If the answer is "no," state the date of last employment and the amount of the gross and net
 2 salary and wages per month which you received. (If you are imprisoned, specify the last
 3 place of employment prior to imprisonment.)

4 Petitioner was last employed by Serramonte Auto Plaza
 5 on September 18, 1988. Petitioner was on commission not
 6 on salary (Average commission \$1000.00.).

7 2. Have you received, within the past twelve (12) months, any money from any of the
 8 following sources:

- | | | |
|-----------|--|---|
| 9 a. | Business, Profession or
self employment | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |
| 11 b. | Income from stocks, bonds,
or royalties? | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |
| 13 c. | Rent payments? | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |
| 14 d. | Pensions, annuities, or
life insurance payments? | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |
| 16 e. | Federal or State welfare payments,
Social Security or other govern-
ment source? | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |

19 If the answer is "yes" to any of the above, describe each source of money and state the amount
 20 received from each.

21 N/A

23 3. Are you married? Yes No Separated
 24 Spouse's Full Name: Edna P. Wagan 20 years

25 Spouse's Place of Employment: Not known to Petitioner

26 Spouse's Monthly Salary, Wages or Income: Do not know.

27 Gross \$ N/A Net \$ N/A

28 4. a. List amount you contribute to your spouse's support: \$ 0

1 b. List the persons other than your spouse who are dependent upon you for
 2 support and indicate how much you contribute toward their support. (NOTE:
 3 For minor children, list only their initials and ages. DO NOT INCLUDE
 4 THEIR NAMES.).

5 **None**

6 7. Do you own or are you buying a home? Yes No **X**

8 Estimated Market Value: \$ 0 Amount of Mortgage: \$ 0

9 9. Do you own an automobile? Yes No **X**

10 Make N/A Year N/A Model N/A

11 Is it financed? Yes No **X** If so, Total due: \$ 0

12 Monthly Payment: \$ 0

13 13. Do you have a bank account? Yes No **X** (Do not include account numbers.)

14 Name(s) and address(es) of bank: N/A

15

16 Present balance(s): \$ 0

17 17. Do you own any cash? Yes No **X** Amount: \$ 0

18 18. Do you have any other assets? (If "yes," provide a description of each asset and its estimated
 19 market value.) Yes No **X**

20 N/A

21 21. What are your monthly expenses?

22 Rent: \$ 0 Utilities: N/A

23 Food: \$ 0 Clothing: N/A

24 Charge Accounts: **None**

Name of Account	Monthly Payment	Total Owed on This Acct.
<u>N/A</u>	\$ <u>0</u>	\$ <u>0</u>
<u>N/A</u>	\$ <u>0</u>	\$ <u>0</u>
<u>N/A</u>	\$ <u>0</u>	\$ <u>0</u>

1 9. Do you have any other debts? (List current obligations, indicating amounts and to
2 whom they are payable. Do not include account numbers.)

3 N/A

4

5 10. Does the complaint which you are seeking to file raise claims that have been presented
6 in other lawsuits? Yes X No _____

7 Please list the case name(s) and number(s) of the prior lawsuit(s), and the name of the court in
8 which they were filed.

9 Wagan v. SAN MATEO COUNTY SUPERIOR COURT Case No. 116465,

10 Wagan V. SAN MATEO COUNTY SUPERIOR COURT CASE No. S153547.

11 Wagan v. SAN MATEO COUNTY SUPERIOR COURT CASE No. 07-6191.
12 I consent to prison officials withdrawing from my trust account and paying to the court
the initial partial filing fee and all installment payments required by the court.

13 I declare under the penalty of perjury that the foregoing is true and correct and
14 understand that a false statement herein may result in the dismissal of my claims.

15

16 04/09/08

17 DATE

SIGNATURE OF APPLICANT

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REPORT ID: TS3030 .701

REPORT DATE: 10/29/07

PAGE NO: 1

CALIFORNIA DEPARTMENT OF CORRECTIONS
 AVENAL STATE PRISON
 INMATE TRUST ACCOUNTING SYSTEM
 INMATE TRUST ACCOUNT STATEMENT

FOR THE PERIOD: JUL. 01, 2007 THRU OCT. 29, 2007

ACCOUNT NUMBER : E30055 BED/CELL NUMBER: 530 2 00000035L

ACCOUNT NAME : WAGAN, MANUEL ATIENZA ACCOUNT TYPE: I

PRIVILEGE GROUP: A

TRUST ACCOUNT ACTIVITY

TRAN	DATE	CODE	DESCRIPTION	COMMENT	CHECK NUM	DEPOSITS	WITHDRAWALS	BALANCE
	07/01/2007		BEGINNING BALANCE					0.00
	07/27	W810	CANCELLED CHE 0456158486			30.00-	30.00	
	08/03	W516	LEGAL COPY CH 700550LECO			16.30	13.70	
	08/03	W512	LEGAL POSTAGE 700550LEPO			0.80	12.90	
	08/03	W512	LEGAL POSTAGE 700550LEPO			0.80	12.10	
	08/06	W512	LEGAL POSTAGE 700559LEPO			0.80	11.30	
	08/06	W512	LEGAL POSTAGE 700559LEPO			4.60	6.70	
	08/07	W516	LEGAL COPY CH 700613LECO			5.20	1.50	
	08/16	W516	LEGAL COPY CH 700788LECO			1.50	0.00	
	08/20	D300	CASH DEPOSIT 0817-9697		40.00		40.00	
	08/22	W512	LEGAL POSTAGE 700853LEPO			9.60	30.40	
	08/22	W516	LEGAL COPY CH 700853LECO			9.80	20.60	
	08/28	W512	LEGAL POSTAGE 700956LEPO			2.15	18.45	
	08/28	W512	LEGAL POSTAGE 700956LEPO			2.15	16.30	
	09/11	W516	LEGAL COPY CH 701134LECO			10.70	5.60	
	09/13	FC05	DRAW-FAC 5 5CD2701190			5.60	0.00	

CURRENT HOLDS IN EFFECT

DATE	HOLD	PLACED	CODE	DESCRIPTION	COMMENT	HOLD AMOUNT
10/10/2007	H109			LEGAL POSTAGE HOLD	1584LEGPOS	8.25
10/17/2007	H118			LEGAL COPIES HOLD	701717LECO	0.40

TRUST ACCOUNT SUMMARY

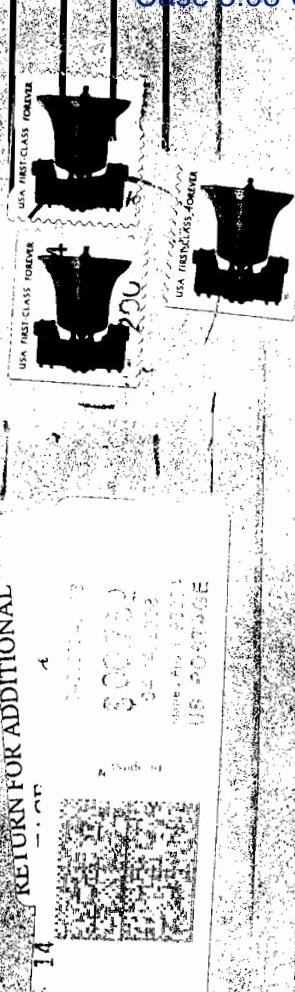
BEGINNING BALANCE	TOTAL DEPOSITS	TOTAL WITHDRAWALS	CURRENT BALANCE	HOLDS BALANCE	TRANSACTIONS TO BE POSTED
0.00	40.00	40.00	0.00	8.65	0.00

CURRENT
 AVAILABLE
 BALANCE

8.65-

Attached Trust Account

Wagan Seal



Office of the Clerk, U.S. District Court
Northern District of California
450 Golden Gate Avenue
San Francisco, CA 94102

Legal Mail
CJA
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